# Town of Westfield

# COMMUNITY DEVELOPMENT DEPARTMENT

### WESTFIELD-WASHINGTON TOWNSHIP

ADVISORY PLAN COMMISSION BOARD OF ZONING APPEALS ZONING ENFORCEMENT BUILDING PERMITS

| Meeting Date:        | July 16, 2007                          |
|----------------------|--|
| Docket Number:       | 0707-VS-022                            |
| Appellant:           | Amy Hittle                             |
| Property Address:    | 20831 Anthony Road                     |
| Variance of Standard | WC 16.04.030, B1                       |
| Request:             | Stables Setback in the AG-SF1 District |

### **EXHIBITS**

| 1. | Staff Report                           | 07/16/2007 |
|----|--|------------|
| 2. | Aerial Location Map                    | 07/16/2007 |
| 3. | Property Card                          | 06/27/2007 |
| 4. | Letter of Grant for Variance 93-V-19   | 08/31/1993 |
| 5. | Building Permit Application for Stable | 03/28/1997 |
| 6. | Appellant's Application and Plans      | 06/11/2007 |

### **RELATED CASES**

0707-VS-021

Side Yard setback – variance request

### VARIANCE OF STANDARD REQUEST

This variance of standard request is to legally establish an existing nonconformity. Specifically, this variance of standard request is to reduce the northern side yard setback line for stables from 200 feet to approximately 90 feet and the southern side yard setback lines for stables from 200 feet to approximately 125 feet in the AG-SF1 District (*WC 16.04.030, B1*).

### PROPERTY INFORMATION

The subject property is currently approximately 7.25 acres in size (see Exhibit 3). The subject property is located on the west side of Anthony Road and is approximately 1,330 feet north of the S.R. 38 right-of-way. The subject property is zoned AG-SF1. Currently, the property is being used as a single-family residence.

The subject property is bounded on the north and south by large-lot, rural residential uses. The subject property is bounded on the east (across Anthony Road) and west by agricultural uses. The subject property is adjacent to a heavily wooded area, located to the north and west of the property (see Exhibit 2). Property on all sides is also zoned AG-SF1. The subject property does not fall within any of the Town's overlay districts.

### PROPERTY HISTORY

On August 16, 1993, the Westfield-Washington Township Board of Zoning Appeals granted a variance that allowed a second residence on the subject property (93-V-19) (see Exhibit 4). A condition of the approval tied the variance to the specific petitioner of the request, Mr. Peter Miller. The variance was never acted upon, and only one residence exists on the subject property. Mr. Miller no longer owns the subject property; therefore, the approval of variance request 93-V-19 has expired and is no longer applicable to the subject property. Variance 93-V-19 has no impact on this variance request.

There are no additional variances, special exceptions, development plans, subdivision plats, or rezoning cases on record for the subject property.

### **ANALYSIS**

The existing horse stable was constructed in 1997 (97-IP-103). As constructed, the stable was setback from the northern property line by approximately 90 feet and the southern property line by approximately 125 feet. The AG-SF1 standards require stables to be setback 200 feet from all property lines. The subject property is approximately 275 feet in width. The permit application in Exhibit 5 identifies the need for a variance if the structure would be used to house animals, specifically horses in this case. The stable has been erected and in use for approximately ten (10) years, and there are no records of complaints against the subject property or the subject structure.

The subject property meets the AG-SF1 minimum road frontage requirement of 250 feet, and it also meets the minimum lot size requirement of three acres. Stables are allowed by-right in the AG-SF1 District.

The Westfield-Washington Township Comprehensive Plan recommends that this area remain rural in character and use. It is identified as part of the "Rural Northwest and Northeast" component of the future land use plan.

### **FINDINGS**

No variance of standard shall be granted unless the BZA finds <u>all</u> of the following to be true:

a. That the approval of such variance of development standard will not be injurious to the public health, safety, morals, and general welfare of the community:

**Findings:** It is unlikely that the approval of the requested variance of standard would be injurious to the public health, safety, morals, and general welfare of the community. The intent of the setback requirement for stables is to help mitigate from neighboring properties the noise, odors, and other potentially offensive happenings associated with an animal stable. The requested variance seeks to legally establish an existing nonconformity that has been established for approximately ten (10) years. Throughout that timeframe, there has been no record of complaint against the subject property or

subject structure. Any negative impact or unsafe situation caused by the existing setback reduction has not been cited or documented. By reducing the setbacks for the existing stable, the public health and safety of the community would not be compromised.

b. That the use and value of the area adjacent to the property included in the variance of development standard will not be affected in a substantially adverse manner:

**Findings:** Relief from the minimum side yard setback standard is not likely to affect the use and value of adjacent properties in a substantially adverse manner. The stable has been erected and in use for approximately ten (10) years, and the Community Development Department has no record of complaint against the subject property or the subject structure. Granting this request would legally establish an existing nonconformity, not further the nonconformity.

c. That the strict application of the terms of the zoning ordinance will result in practical difficulties in the use of the subject property:

**Findings:** The width of the subject property is approximately 275 feet. In order for any AG-SF1 lot to be suitable for a stable, the lot width would have to be greater than 400 feet in width. The constraints of the property's configuration render it impossible to meet the setback requirements for stables and result in the creation of a practical difficulty through circumstance outside of the Appellant's control.

NOTE: If the Board does not determine ALL findings of fact in favor of the appellant, then it may not legally approve the variance request.

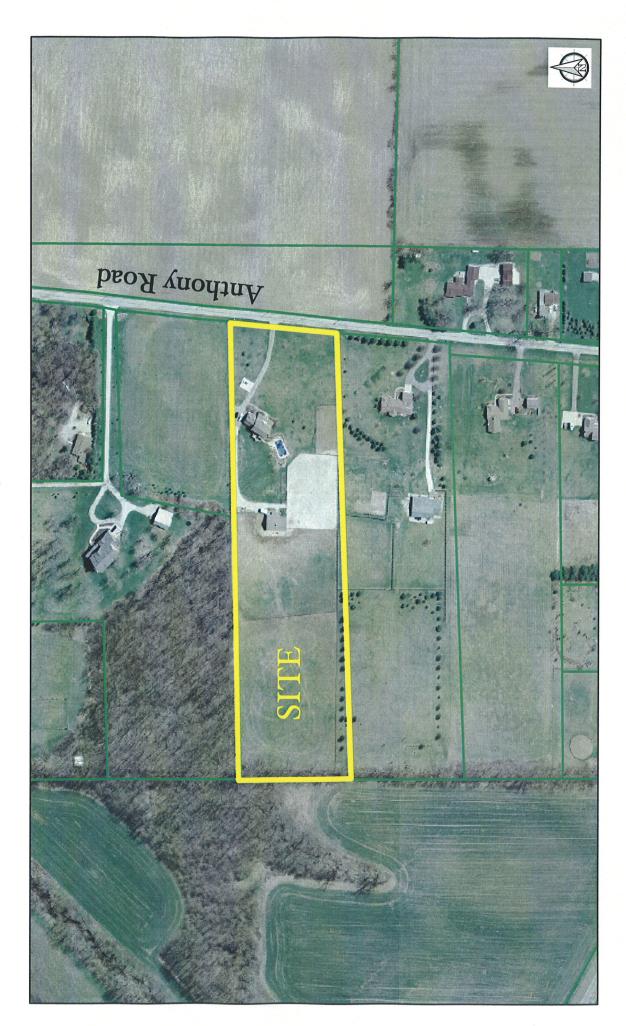
### RECOMMENDED CONDITIONS

If the Board approves this variance of standard request, the following condition would be appropriate:

1. That no further encroachment on the north and south side yards occur.

# Aerial Location Map

20831 Anthony Road



# EXHIBIT 3

# co.HAMILTON.in.us

Online Se

Official government site of Hamilton County, Indiana

## Property Card Report

1. report type
Reset

2. property search new search

3. view reports

general parcel info.

spring tax statement

tax payments

property card

fall tax statement

### Disclaimer:

This program allows you to view and print certain public records. Each report reflects information as of a specific date; so the informatior different reports may not match. All information has been derived from public records that are constantly undergoing change and is not warranted for c accuracy. It may not reflect the current information pertaining to the property of interest.

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Any, and all information contained on this web site report is the result of assessment data extracted on the most recent taxable year - March 1, 200 Improvement characteristics may differ from those used to determine the total assessed value listed.

| Summary Information - P      | arcel Number: 08-06-18-00-00-013.   | .002   |
|------------------------------|---|--|
| Property Data                |   | Property Owner as of April 29, 2006                              |
| Parcel Location              | 20831 ANTHONY RD, NOBLESVILLE   | Kontos, Thomas & Rhonda S  |
| Taxing Unit                  | Washington  | Most Recent Valuation as of March 1, 2006                        |
| Legal Description            | 12/6/93 FR SHARP 9360120 AUD<br>10/6/00 FR MILLER 2000-50220              | Assessed Value: Land 57100                                       |
| Section/Township/Range       | S18 T19 R04   | Assessed Value: Improvements 273900 Total Assessed Value: 331000 |
| Subdivision Name             | NULL  | Total Assessed Value: 331000                                     |
| Lot and Block                | Lot Block   | <b>-</b>   |
| Acres                        | 7.25  |  |
| Effective Frontage           |   |  |
| Effective Depth              |   |  |
| Property Class               | Cash Grain/General Farm   |  |
| Exterior Features and Out Bu | uildings  |  |
|                              | e Apron, 1 Pool, 1 Barn, 1 Utility Shed,<br>pen Frame Porch, 1 Wood Deck, |  |
| Building 1, Card ID R01      |   |  |
| Physical Characteristics     |   | Accomodations  |
| Story Height                 | 2.0   | Finished Rooms 8   |
| Attic                        | none  | Bedrooms 4   |
| Basement                     | full  | Heating and Air Conditioning                                     |
| Crawl                        | none  | Primary Heat YES   |
| V                            |   |  |

| Physical Characteristics        |                    |  |
|---------------------------------|--------------------|--|
| Story Height                    | / Height 2.0       |  |
| Attic                           | none               |  |
| Basement                        | full               |  |
| Crawl                           | none               |  |
| Year Built 1993                 |                    |  |
| Floor Construction              |                    |  |
| 2.0 (second)                    | Sub and joists     |  |
| Basement                        | Slab               |  |
| 1.0 (first)                     | Sub and joists     |  |
| 1.5 (half upper) Sub and joists |                    |  |
| Floor Finish                    |                    |  |
| 2.0 (second)                    | Carpet, Vinyl tile |  |
| Basement                        | Unfinished, None   |  |
| 1.0 (first)                     | Carpet, Vinyl tile |  |
| 1.5 (half upper)                | Carpet, Carpet     |  |
| Exterior Cover                  |                    |  |
| 2.0 (second)                    | Wood siding        |  |
| Basement                        | Masonry            |  |

| Accomodations                             |              |                 |
|---|--------------|-----------------|
| Finished Rooms                            | 8            |                 |
| Bedrooms                                  | 4            |                 |
| Heating and Air Conditioning              |              |                 |
| Primary Heat                              | YES          |                 |
| Air Conditioning                          | YES          |                 |
| Plumbing                                  |              |                 |
| Full Baths                                | 2            |                 |
| Partial Baths                             | 1            |                 |
| Fireplace                                 |              |                 |
| Fireplace Stacks                          | YES          |                 |
| Basement Rec Room                         |              |                 |
| Rec Room Type                             |              |                 |
| Rec Room Square Footage                   | 0            |                 |
| Area/Square Footage (based on exterior ea | ve to e      | ave area        |
| Building Level                            | Base<br>Area | Approx.<br>Area |
| 2.0 (second)                              | 1215         | 1215            |
| Basement                                  | 1133         | 0               |

| 1.0 (first)                           | Wood siding | 1.0 (first)           | 1133 1 | 1133 |
|---------------------------------------|-------------|-----------------------|--------|------|
| 1.5 (half upper)                      | Wood siding | 1.5 (half upper)      | 576 5  | 576  |
| 1.5 (half upper)<br>Interior Finish   |             | Garage                |        |      |
| 2.0 (second)                          | Drywall     | Garage Type           | Framed |      |
| Basement                              | None        | Garage Square Footage | 576    |      |
| Basement 1.0 (first) 1.5 (half upper) | Drywali     |                       |        |      |
| 1.5 (half upper)                      | Drywall     |                       |        |      |
|                                       |             |                       |        |      |
|                                       |             |                       |        |      |

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# COMMUNITY DEVELOPMENT DEPARTMENT

WESTFIELD-WASHINGTON TOWNSHIP

PLAN COMMISSION

BOARD OF ZONING APPEALS

August 31, 1993

Peter Miller 7738 Bayhill Drive Indianapolis, IN 46236 FILE COPY

Dear Mr. Miller:

The Westfield-Washington Board of Zoning Appeals met August 16, 1993 at the Westfield City Building. After hearing case number 93-V-19, a motion was made to approve the plans as submitted, with the following conditions:

- 1. For this petitioner only.
- 2. The approval applies to the submitted plan only.
- 3. The use of the guest house is limited to family members of petitioner.

At the appropriate time, someone may come to the office to obtain the necessary permits. Feel free to call between the hours of 8:00 A.M. and 4:30 P.M. if you have any questions.

Sincerely,

Susan L. Jacobs, Secretary

Westfield-Washington

Board of Zoning Appeals

c.c: File

|  |                                     | , .         | EXHIBIT5  |
|--|-------------------------------------|-------------|---|
| Multi-Jurisdiction Improvement Location  | Permit Application                  |             | p. No. 97-1P-103  |
| Atlanta, Arcadia, Carmel, Fishers, Hamilton County, Noblesvi   | lle, Sharidan, & Westfield          | Date Filed  | :3-28-97  |
| Lot Number: in Section   | and the second of                   |             | n-sunskip   |
|  | of                                  |             | Addition.   |
| and the same of th | WIHOUT BOA                          | 4606        |   |
| Township/Jurisdiction: NESTE, ELD-WASH TW  | Parcel Number: 08-                  |             |   |
| If property does not include one or more lots in a subdivision   | on, the plat of which has been      | recorded    | in the Office of the  |
| County Recorder, a legal description of the property must be   | e attached.                         |             |   |
| Is the subject property in a special flood hazard area, as est   | ablished by the Federal Emer        | gency Mar   | nagement Agency -   |
| National Flood Insurance Program, as per flood insurance   | rate map (check appropriate b       | юх).        |   |
| Yes No Panel number:   | If Yes, flood zone:                 | nools oppro | nrinto how):  |
| Type of Sewage Disposal (check appropriate box): N\R  ☐ Public System ☐ Private System   | Type of Water Supply (cl ☐ Public S |             |   |
| If public, name of system:   | If public, name of system           | •           |   |
| If private, septic permit number:  | If private, well permit nu          |             |   |
| Current Zoning Classification of property: A C-S   |                                     | •           |   |
| Current use of property: SFRIATT   | CAL                                 | ····        |   |
| Owner/Applicant:   | Builder/Contractor:                 |             | •   |
| Name: PETER MILLER   | Name:                               |             |   |
| Telephone: 867-8244 (w) 877-1462(  | †) Telephone:                       |             |   |
| Mailing Address: 20831 ANTHONY ROAL  | Mailing Address:                    |             |   |
| 100,000  |                                     |             |   |
|  | △ License Number:                   |             | Trung of Immyorrament   |
| Intended/Proposed Use  | Non-Residential                     |             | Type of Improvement  New Structure  |
| Residential  One-Family  Residential   | ail Commercial                      |             | Addition  |
|  | ce/Professional                     |             | Alteration. Remodel, or Repair  |
| <u> </u>   | el/Motel                            |             | Commercial Tenant Space   |
|  | ıstrial                             |             | Primary Agricultural Structure  |
|  | itutional                           |             | Foundation Only   |
|  | essory Building                     |             | Electrical Upgrade  Demolition  |
| ☐ Detached Addition: Use ☐ Stru ☐ Other: ☐ Other   | cture other than a Building         |             | Demolition Swimming Pool  |
| Building Information:  | √I.                                 | ···         | 1   |
| the state of the s | i by Ordinance Does it Co           | vaform?     | Accessory Structure  Garage: Detached? Attached?  |
| Frontage 275.15' 250   |                                     | □ No        | Deck or Porch   |
|  | Yes                                 | □ No        | ☐ Fence   |
| Lot Depth $\sim 1/A$ $\sim 1/A$  | Yes ✓                               | □ No        | Roofing   |
|  | CRES Yes                            | □ No        | Site-Land Improvements  |
| Floor lining area 2,400 th 800   |                                     | □ No        | ☐ Sign  |
| fax Building Height 74 35<br>otal Sq. footage 2400 ds 71   | Yes                                 | □ No        | Certification and Notice  |
| otal Sq. 100 tage  | <del>1</del> <del>Yes</del>         | □ No        | of Intent to Comply:  |
| ront Yard (ft.) EXISTING 8   | O' Yes                              | □ No        | I hereby certify that I have the authority to mak<br>the foregoing application, that the application is |
|  | <del></del>                         |             | correct, and that construction will comply with   |
|  |                                     | □ No .      | and conform to, all applicable laws of the State of<br>Indiana.   |
|  | (S)W 30' (Yes                       | □ No        | I further certify that the construction will conform  |
| ype of Heating Fuel: ☐ Electric ☐ Gas ☐ GeoTher.   | □ Oil □ Solar □                     | 3 Wood      | to the regulations in the Building Code, the<br>Zoning Ordinance, or private, of the governing          |
| ype of Water Heat: ☐ Electric ☐ Gas ☐ GeoTher.   | □ Solar                             | i           | jurisdiction, which may be imposed on the above   |
| replace:   |                                     |             | property by deed.   |
| there Central Air Conditioning?  |                                     |             | I further certify that the construction will not be<br>used or occupied until proper certificates of    |
| there a Basement?  |                                     |             | occupancy and compliance are filed with the governing jurisdiction.                                     |
| of Truss, Manufactured?  |                                     |             |   |
| pe of Frame: L Asonry  Metal  Post/Beam  | ☐ Wood ☐ Other                      |             | 1351  |
| imated Cost of Construction Excluding Land Value):   | 17,000.                             | ÷           | Signature of Owner or Authorized Agent Date   |

| Multi-Jurisdiction Improvement Location  | Permit Application  |  | o. 97-1P-10                           |
|--|---|--|---------------------------------------|
| Town of Westfield - Washington Townsl Required Attachments:  | nip, Indiana  | Date Filed:  | 3-28-0                                |
| Properties within corporate city limits:   | Dranautica in XV  |  |                                       |
| <ol> <li>Legal description of property.</li> <li>Two sets of site plans showing:         <ul> <li>A. Property lines on all sides.</li> <li>B. Location of existing structures on property wit dimensions to property lines.</li> <li>C. Size of existing structures.</li> <li>D. Location of right-of-way and utility easements where applicable.</li> <li>E. Subdivision lot number / street address.</li> </ul> </li> <li>Two sets of blueprints of the work showing:         <ul> <li>A. Foundation plan.</li> <li>B. Floor plan of each floor showing window locations, door locations, etc.</li> <li>C. Cross section drawing of structure showing footing through shingles denoting sizes or thickness of all members used in construction.</li> </ul> </li> </ol> | tollowing in addition ( stamp on fine stamp | on to the prior li County Health Deploor plans.  The permit and we on only) from:  The County Health  The Western Utilities  The connection to State the properties of the pro | Department or                         |
| Variance Number: 93-V-19   | Plan Commission   | Number:  |                                       |
| Fees   |   | Staff Comment  |                                       |
| Permit Fees: 4 19 00 (Enc. C. of)  Impact Fees:  Water Fees:  Sewer Fees:  Inspection Fees:  Other Fees:  Total:  Construction Approval Stamp:   | NOTE: A  BE OB  THIS BY  CONS) (DORSES  QUIDED  1+AS  | UARIAN<br>TAINED<br>TAINED<br>SAN<br>TAOO'<br>SOT BEE  | TO HOUSE<br>HE DE-<br>SETBLOX<br>NET. |
| APROVED Subject To All Building And Zoning Ordinances.   | C MICHAES   | · KEP'D FER  | 6"x6" Posts                           |
| Building Commissioner Westfield-Washington Two   | DA PAR  | <b>\</b>   |                                       |
| Do not issue this permit without a proper stamp!   |   |  |                                       |
| Community Development Department * Town  | of Westfield - Washing  | eton Township  | Tadiana                               |
| Post Office Box 322  | 2 * 130 Penn Street   | s rownsmp,   |                                       |
|  | diana 46074   |  |                                       |
| Phone: (317) 896-5577  | Fax: (317) 896-2791   | and the second second  |                                       |

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327824

JUN 1 1 2007

WESTFIELD COMMUNITY

TOWN OF WESTFIELD, INDIANA

EXHIBIT 6

Petition Number: Date of Filing:

0707-V5-021 0707-V5-022 06/11/07

Westfield – Washington Township
Board of Zoning Appeals (BZA)

This application must be completed and filed with the Community Services Department of the Town of Westfield, Indiana in accordance with the meeting schedule.

| Appellant's Name<br>Address                    | Amy K. Hittle<br>20131 Anthony Bd.  |
|--|---|
| Telephone Number<br>E-Mail Address             | Noblesville IN 46062<br>317.877.9884<br>Cumyohittleconstruction net             |
| Landowner's Name<br>Address                    | same  |
| Telephone Number                               |   |
| *Representative<br>*Address                    | Justin R. Rysher  7835 W. 2005  Lapel IN 40052                                  |
| *Telephone Number<br>*Email Address            | Justin Chitteconstruction net   |
| *If the applicant is no party representing the | ot presenting a petition, please provide contact information for the applicant. |
| Common description                             |   |
|  |   |
| Legal description of p                         | roperty (list below or attach)  |
| Complete description                           | of the nature of the development standard variance applied for:                 |
| welle. 04. 0:                                  | 20, Bl (min. set back for existing stable)                                      |
|  |   |

| AI<br>mu  | LL SITE PLANS SHALL BE LEGIBLE AND DRAWN TO SCALE. Site plans ast accompany this application and must depict at a minimum:  |
|-----------|---|
| c.        | Lot(s) shape and dimensions;<br>Location and dimensions of existing and proposed structures;<br>Location and dimensions of existing and proposed points of ingress and egress; and<br>All topographic and natural features and/or other unusual characteristics associated<br>with the property.                            |
| Th<br>eac | e Applicant must address the following criteria and establish at the public hearing that ch of the following is true in order to obtain a favorable determination from the BZA.   |
| No<br>fol | variance of development standard shall be granted unless the BZA finds <u>all</u> of the lowing to be true:   |
| a.        | That the approval of such variance of development standard will not be injurious to the public health, safety, morals, and general welfare of the community:  |
|           | No  |
|           |   |
|           |   |
|           |   |
|           |   |
| b.        | That the use and value of the area adjacent to the property included in the variance of development standard will not be affected in a substantially adverse manner:  |
|           | Property adjacent is a wooded area so reation of barn would not affect use or value of adjacent property  |
|           |   |
|           |   |
|           |   |
| с.        | That the strict application of the terms of the zoning ordinance will result in practical difficulties in the use of the subject property:  |
|           | difficulties in the use of the subject property:  |
|           | That the strict application of the terms of the zoning ordinance will result in practical difficulties in the use of the subject property:  The existing grovel would be used as access to new structure, the usefulness of the existing bush would be less if it has moved south or west. The septic plays into affect fit |

drainage would also have to be divested.

### TOWN OF WESTFIELD, INDIANA

The Appellant hereby certifies that the information contained in and accompanying this application is true and correct.

Amy h. duttle
Applicant

SUBSCRIBED AND SWORN TO ME THIS \_

DAY OF

20 07

Notary Public

My commission expires:

DIANA L. PEYTON Notery Public - Seal State of Indiana My Commission Expires Jan 11, 2029

Khododod Mazdai (Instrument 9233799) N 01'26'24" W 275.98'± (Desd) N 01'26'24" W 273.98' (Measured) Commensing of an Iran and matering the point of intervaction of the boyth time of the Sauthout Counter of Saction 18, Tevenship 18 Martin, Europe & Coul and the perfected of Larinsay Ready, skid from no bailey Stuth MI deprices of minutes of seconds that (securined baseing) Stude feel from the intervactory and skid Sauthout Counter theme Sauth Cut deprives of finitudes of the booking the seconds that the seconds was feel \$33.88 feel from and sharp the central of the Sauthout Counter theme Sauth Cut deprives of Sauthout Stude Sauthout Counter the Sauthout Sauthout Sauthout Counter the Sauthout Sautho This survey was performed under the direction of the underrighted lead outwards and to the best of his inverteday and belief was assested occarding in the survey regularments set and in This philadella is, suit 12 of the indicate Administrative Code for the State of british and the field work was played being the link say of Desburg 2000. Subject in a right at very gracked to the Busiage Pipe Una Exmenty, per a discurrent recorded as instrument Number (\$413) an pages 145 and 140 of the Section 175, and the stripment of tarificity of very in Busiage Pipe Una Campany, Liv, per a detarment inserted as theirhood 1874-1816 haplinities on page 734 of Exement Record 4, and the modification of and right of very on set out in a desument titled "furtist Section of and right of very on set out in a desument titled "furtist Section of Assertic recorded on Instrument Number 36152121, all in the Other of the Recorded on Instrument Number 36152121, all in the Other of the Recorder of Herniten County, indiana. Part of the East Half of the Southword Guarder of Saethen 18, Township 19 Morth, Range 4 East leasted in Machington Township, Namillan Cushy, Indiana decembed on follows: Subject to all other legal sea amortic sights of way, and statististics of regard. Thorse and Rhonda S. Korlos (MAW)
Undamed 2000-50220) 7.184 Acres,± South of Property Like forge William D. Beck (Instrument 200000050689) 218 S 88.48.78. A 1128.32. (Mossicol)
S 88.48.78. A 1128.32. (Doed) 3 06.49.36. A FRAME BARN Peace comes to Date's 4.) Benef as no exclude interpretation of PLOCO INSURANCE PARE LIAP COUNTINETY PARELS NAMEDLY NAMED NAMED ONCO C out NAMEDLY RECORDS COOK C, for the fown of Vertifield, Indiana, as invaded to the latest the Named Nam 2.) This survey was proposed utilizing information phases in Schedule A and Schedule B of a commitment for title answers beyond by Nortem & Associates, Inc. as agents for Stewart Title Quarterly Company effective August 14, 4000 as Commitment No. 102(3)(3))8 Revised 1. 6.) Underground utilities servicing the within searched parties of real entate more MDT located for this survey. The servicen of underground utility service may be obtained by controlling title Underground Protection Agency of 1—800—382—5544. As used on this purery, analy mines to state or declared a protestional aphiles of conditions reported these facts or findings which are the autipact to the cartification and does not constitute a negronty or quarantee, other supressed or empired. Penessian lines are televented at manumental commes only vary between said manumented content. 3. By visual statementan and per information supplied by the Office of the Mamilton County Draining Coord and/for the Office of the Homeson County Surveyor, no laged (regulated) legal depics directly crose the within surveyed rod selden. 3.) The zaning eleculization and its requirements as established by governmental recors has not been alsown an Uto aurusy plat. STLON TRACKS Septic field-Menty and Jon King (H.& W.)
(Instrument 9809801802) (Troct 2) Presinglan/accupation their may Respected to the with police cap strapped 60060 (their terroyes, life, (0.08' teach of Property Law and 20.28' thus at Property Carter). Recovered the Re with point on COAS Offer Services II. COAS What Proved II. Land SOAN Wast of Proved II. Land SOAN Wast of Proved II. Land A SERVE TO S THE STREET

Museal K. Tie Boy

ŀ

œ F Emerald Green Ridgecap & ProfileVent

Colored Neoprene Washer Screws for the Roof (Best)

Colored Neoprene Washer Screws for the Walls (Best)

2X8 CCA Grade Board

Bottom Trim, Eave Trim, 6" Fascia Trim

No Front Sidewall Overhang, 12" Back Sidewall Overhang

12" Front Endwall Overhang, 12" Back Endwall Overhang

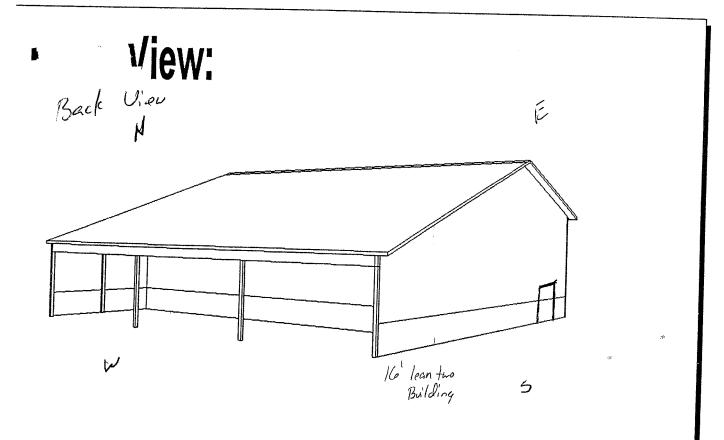
**Emerald Green Soffit Color** 

Inside Closure Strips

3 - Insulated Ribbed White Overhead Door(s)

Contractor Trim For Overhead Door(s)

Custom Mini-Print To Aid In Construction



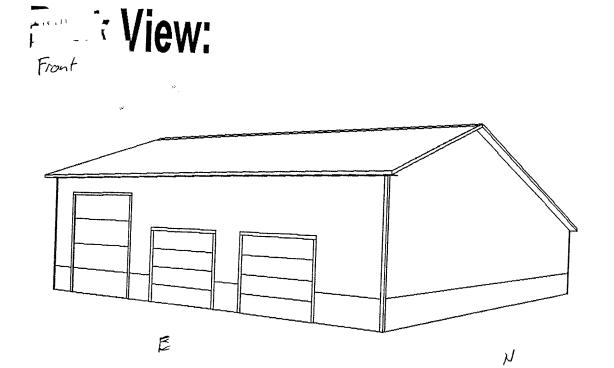
idewall:

- No Doors

Endwall:

- No Doors

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Sidewall:

- 10' x 12' Overhead 48" DP

- 9' x 8' Overhead 216" DP

- 9' x 8' Overhead 372" DP

Endwall:

- No Doors

\* DP ==> (D)oor (P)lacement, from the left side of the wall (in inches).

stomized to your specifications at the Building Materials counter. Vember for details!

### Exhibit "A"

File No. 120702040

A part of the East half of the Southeast Quarter of Section 18, Township 19 North, Range 4 East located in Washington Township, Hamilton County, Indiana described as follows:

Commencing at an iron rod marking the point of intersection of the North line of the Southeast Quarter of Section 18, Township 19 North, Range 4 East and the center line of Anthony Road, said iron rod being South 88 degrees 48 minutes 26 seconds West (assumed bearing) 81.84 feet from the Northeast corner of said Southeast Quarter; thence South 04 degrees 05 minutes 16 seconds West 933.96 feet on and along the centerline of Anthony Road to a P.K. Nail marking the point of beginning of this description; thence South 04 degrees 05 minutes 16 seconds West 275.15 feet on and along the centerline of Anthony Road to a P.K. Nail; thence South 88 degrees 48 minutes 26 seconds West 1128.95 feet, more or less, parallel with the North line of said Southeast Quarter to a 5/8" iron rod with yellow cap stamped S0083 on the West line of a tract of real estate described in Instrument Number 9122393; thence North 01 degrees 26 minutes 24 seconds West 273.98 feet more or less, on and along said West line to a 5/8" iron rod with yellow cap stamped S0083 which bears South 88 degrees 48 minutes 26 seconds West from the point of beginning; thence North 88 degrees 48 minutes 26 seconds East 1155.45 feet, more or less parallel with the North line of said Southeast Quarter to the point of beginning.

### WARRANTY DEED

THIS INDENTURE WITNESSETH, That Thomas Kontos and Rhonda S. Kontos, Husband and Wife (Grantor) CONVEY(S) AND WARRANT(S) to Amy R. Hittle (Grantee) for the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged. the following described real estate in Hamilton County, State of Indiana:

SEE ATTACHED EXHIBIT "A"

Property Address: 20831 Anthony Rd., Noblesville, IN 46062

public rights of way.

Subject to current taxes not delinquent, and all easements, agreements and restrictions of record and all IN WITNESS WHEREOF, Grantor has executed this deed on the Stay of Rhonda S. Kontos STATE OF INDIANA ) SS. COUNTY OF 1-lamilter Before me, a Notary Public in and for said County and State, personally appeared Thomas Kontos and Rhonda S. Kontos, who acknowledged the execution of the foregoing deed.

Witness my hand and notarial seal on the \5 day of

County My Commission expires:

JENNIFER L. PATTERSON Resident of Madison County Birls to:

Prepared by:

Robert R. Thomas, Attorney at Law 540 Westfield Rd., Noblesville, IN 46060

I affirm, under penalties for perjury, that I have taken reasonable care to ial Security number in this document, unless required by law File No. 120702040